

1
2
3
4 IN THE UNITED STATES DISTRICT COURT
5 FOR THE NORTHERN DISTRICT OF CALIFORNIA
6

7 PLANET AID, INC., et al.,

8 Plaintiffs,

9 v.

10 REVEAL, CENTER FOR
11 INVESTIGATIVE REPORTING, et al.,

12 Defendants.

Case No. [17-cv-03695-MMC](#)

**ORDER DEFERRING RULING ON
PLAINTIFFS' MOTION TO
RETRANSFER; GRANTING
JURISDICTIONAL DISCOVERY**

Re: Dkt. No. 32

13 Before the Court is plaintiffs' motion to retransfer or, in the alternative, to take
14 jurisdictional discovery, filed July 11, 2017, by which plaintiffs challenge an order of the
15 United States District Court for the District of Maryland, granting defendants' Motion to
16 Dismiss for Lack of Personal Jurisdiction and Improper Venue, and transferring the
17 above-titled action to the Northern District of California. Defendants have filed
18 opposition, to which plaintiffs have replied. The matter came on regularly for hearing on
19 October 27, 2017. Samuel Rosenthal, Matthew F. Miller, and Tania L. Rice of Squire
20 Patton Boggs (US) LLP appeared on behalf of plaintiffs. Thomans R. Burke of Davis
21 Wright Tremaine LLP appeared on behalf of defendants.

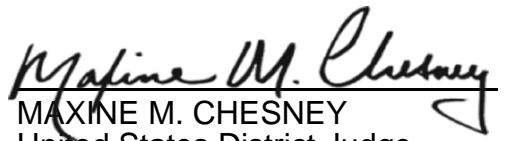
22 The Court having considered the parties' respective written submissions and the
23 arguments of counsel at the hearing, finds plaintiffs have not shown the challenged order
24 was "clearly erroneous," see Christianson v. Colt Industries Operating Corp., 486 U.S.
25 800, 819 (1988), or that the evidence recently discovered by plaintiffs "would have been
26 critical to the Maryland court's jurisdiction . . . determination" (see Reply at 3:3). With
27 regard to jurisdictional discovery, to the extent plaintiffs' request encompasses the
28 deposition of Deborah George, the request is hereby GRANTED, see Harris Rutsky &

1 Co. Ins. Services, Inc. v. Bell & Clements Ltd., 328 F.3d 1122, 1135 (9th Cir. 2003)
2 (finding jurisdictional discovery warranted where such discovery “might well demonstrate
3 facts sufficient to constitute a basis for jurisdiction”), and in all other respects the request
4 is hereby DENIED.

5 Accordingly, for the reasons stated on the record at the hearing, the Court hereby
6 DEFERS ruling on the plaintiffs’ motion to retransfer, pending the deposition of Deborah
7 George, and the parties are hereby DIRECTED to file, no later than November 6, 2017, a
8 joint proposed schedule for supplemental briefing.

9
10 **IT IS SO ORDERED.**

11
12 Dated: October 30, 2017

13 
14 MAXINE M. CHESNEY
15 United States District Judge
16
17
18
19
20
21
22
23
24
25
26
27
28